

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
CHARLESTON DIVISION

NAUTILUS INSURANCE COMPANY,)	
Plaintiff,)	August 15, 2023
)	
- versus -)	2: 22-1307
)	
)	Charleston, SC
RICHARD ALEXANDER MURDAUGH,)	
SR., CORY FLEMING, MOSS &)	
KUHN, PA, CHAD WESTENDORF,)	
PALMETTO STATE BANK,)	
Respondents.)	

TRANSCRIPT OF STATUS CONFERENCE

BEFORE THE HONORABLE RICHARD M. GERGEL
UNITED STATES DISTRICT JUDGE, presiding

A P P E A R A N C E S:

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1 Amendment immunity left after that. So we'll give you the
2 time to do it. And whatever schedule we have, if you
3 encounter problems, I want to give you a chance to do your
4 best. Some people may just -- who aren't charged can
5 assert the Fifth and you can't make them testify. For
6 those who are parties to this case, in a civil case that's
7 an inference against the witness.

8 Let me turn, if I -- so, basically, what I'm
9 doing is I'm granting the motion to amend and moot all
10 those motions. They are denied without prejudice as moot
11 all to be raised again, if necessary.

12 There is this motion by Mr. Murdaugh that the
13 Satterfields are a necessary party. Mr. Barber, is that
14 your idea?

15 MR. BARBER: Well, Your Honor, that is our
16 position is that there's a judgment against him for
17 stealing the exact same money that Nautilus says, no, was
18 in fact stolen from us and not them.

19 THE COURT: Yeah. The problem here is a
20 plaintiff is the master of his complaint. Okay? He gets
21 to choose who he sues. And I don't think it's a necessary
22 party and I'm going to deny your motion. And I don't --
23 and I think Mr. Murdaugh's role in this is a kind of
24 dubious voice for this issue anyway. But, you know, if
25 Nautilus wanted to pursue that, that's something Nautilus